

Monday, February 4th, 1839.

Committee met. Present Messrs. Handy, Causin, Spencer, Watson and Thomas.

Ordered, that subpoenas be issued for William A. Hart and others.

The Clerk of the committee received the subpoenas of William A. Hart, John B. Gilbert, John Smith, Elihu H. Rockwell, Gideon D. Crumbaugh, Julius C. Hull, George Cox, William A. Albaugh and Abraham Jones, as served by Jacob Cronise and the witnesses in attendance.

Elihu H. Rockwell being sworn, deposeth and saith: That he was one of the clerks in Liberty district, in Frederick county, at the election held on the 3d October last. The ticket which he now exhibits was taken from the ballot box, but was not counted for Dr. John W. Geyer, the name of the ticket being John G. Geyer, it was counted for the other gentlemen whose names were not erased. He knows of no person living in Frederick county by the name of John G. Geyer, nor was there any other gentleman who was a candidate for the Legislature by the name of Geyer, except Dr. John W. Geyer. He further states that a ticket which he exhibits was not counted for any of the gentlemen as Delegates to the General Assembly or for Governor, but was counted for Richard Potts, for Senator. Witness says he is a Whig.

ELIHU H. ROCKWELL.

Test, Thos. M. Flint, Clerk.

William A. Hart being sworn, deposeth and saith: That he was a by-stander at the counting of the polls in Creagerstown district, in Frederick county, at the election aforesaid; that he saw the ticket, with the name of George Beck upon it, now exhibited; he heard the judges conversing about it, and they said it ought not to be counted for John W. Geyer. He does not know whether the ticket was scored by the clerks or not. It is the same ticket that Charles Worthington spoke of to the judges objecting to; the name of George Beck being counted for George Beckenbaugh. Witness says he is a Van Buren man.

WILLIAM A. HART.

Test, Thos. M. Flint, Clerk.